G.R.S. IX—5]

Previous references. 1922 (G7.) **File No.** 1-22

Serial Nos. 4970

Later references.
G.21-28. 330

Preserved

GENERAL AND REVENUE SECRETARIAT.

P 7-E

Serial Nos. 2

Part B for Feby 1923

SUBJECT

Revision of the form of mortgage bond for House Building advances.

To) The Comptroller Heads of Depts.
H. 3908-57 d 27-2-1923
Sanctions the revised form of the mortgage bond as proposed by the Comptroller.

Bar 27/3/23

G. R. S. III-21

General and Revenue Secretariat.

GT File No. 1 of 1922

Serial No. 49

From Comptroller, No 78 d 3/1/23
Forwards for sanction of Govt a revised form of mortgage bond used in connection with the House building advances issued from the Govt. Proposes only a blank at his instance - for the full amount or the balance amount - in case of officers who cease to be in Govt service before the advance amount is fully repaid.

Submitted for orders.

15/1/23 15/1

Please put up draft approving the revised form

mad 9/2/23

Submitted for approval

(9/2/23 Secy)

mad 13/2/23

Draft may be approved

Dinkle 17-2-23

mad

Desmond 16/2/23

mad

Comptroller's Office. Received FEB 19 1923 4845

NOTE—Contn. sheet.

Comptroller 21-2-23

mad

2

General and Revenue Secretariat.

Q 7 — File No. 1 of 1922

Serial No.	
70	Do Comptroller, Heads of Depttts & Deputy Commissioners of Distts, No. H 3908-57 dt 27. 2. 23. — Sanctions the revised form of Mortgage Bond proposed by the Comptroller

B

NOTE—Contn. sheet.

26417 3

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

In reply please refer to No.738/Loans

Comptroller's Office, Bangalore,

Dated the 3rd January 1923

4 JAN 1923

DIARY No. 2438

1922 – 1923

Case No. 10722

Rajakaryaprasaktha
M.N.Krishna Rao, Esq., B.A.,
Financial Secretary to Govt.,
Bangalore.

Sir,

In continuation of this office No.610/Loans dated 23rd October 1922 I have the honor to enclose herewith the form of mortgage bond, used in connection with house building advances received from the Government Advocate duly altered at my instance so as to enable this office to enforce recovery in full of the balance of the House Building Advance in the case of those who cease to be in Government Service before the advance drawn is fully repaid. This is deemed necessary as the advances are made by Government to their servants free of interest and recovered in easy

G. R. S. VI—G/32]

SUBJECT.....
Loan to be repaid
Recovery of
.....
.....

Diary No. of letter replied to 2458

Section G2.
File No. 1/22.
Serial No. 70

General and Revenue Secretariat
(G2)
, the 191 .

Proceedings of Govt.

Date of issue

Signed by

To Read:

Letter No 738/Loans
& 3.1.23 from the Comptr
requesting Sanction ~~for bringing~~ to force the revised form of
Mortgage Bond ~~to be executed in connection~~ to be obtained from persons
to whom ~~the~~ house building advances are sanctioned which has been
~~which was duly~~ attended at this instance by
the Govt. Advocate, so as to
enable ~~Govt~~ ~~this Office~~ to enforce
the recovery in full of the
balance of ~~the~~ ~~H.B.~~ Advance

S. O.
Printed
Recd 13/2

over.

6 outstanding against
~~in the case~~ from Officials who cease
to be in Govt. Service before G.I.F. 1-22-70.
the advance ~~drawn~~ is fully repaid by deduction from
order No. FE 3908-57/S/23 27th February/23 Salaries.

Sanctioned

W/2-17/2

Dl. Secy. (7-2-23)

Mail
13/2/23

W/2 17/2

Do Communicated
HQS & Depts
Dy Comrs & Depts

List of enclosures.

Copied by

Examined by

S. O.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS

G. O. No. Fl. 3908-57/G. F. 1-22-70 Dated Bangalore, the 27th February 1923.

Mortgage Bond.

Revised form of-----towards the grant of house building advances to Government officials.

Read--

Letter No. 738/Loans dated 3rd January 1923 from the Comptroller requesting sanction to the revised form of mortgage bond to be obtained from persons to whom house building advances are sanctioned which has been altered at his instance by the Government Advocate, so as to enable Government to enforce recovery in full of the balance of advance outstanding against officials who cease to be in Government Service before the advance is fully repaid by deductions from salaries.

ORDER No.Fl.3908-57/G.F.1-22-70 DATED 27th FEBRUARY 1923.

Sanctioned.

M. N. KRISHNA RAO,
Financial Secretary to Government.

To--The Comptroller to Government.
The Heads of Departments.
The Deputy Commissioners of Districts.

SCHEDULE.

Item (1) ALL that piece of land situated in the district of registration district of and sub-registration district of containing more or less bounded on the North by on the South by on the West by on the East by with the dwelling-house and the out-houses, stables, cook-rooms and out-buildings of all kinds used or intended to be used with the said dwelling-house lately erected† together with all right, casements and the appurtenances to the same or any of them belonging.

† Where the house, offices, etc., have not yet been erected or are in the course of being built, "for lately erected" substitute "hereafter to be erected" or "now being erected." as the case may be.

Item (2) ALL that dry, wet, garden land bearing survey number situate in the village of district of measuring acres guntas and assessed at Rupees per annum together with easements and appurtenances to the same or any of them belonging.

If the additional security mortgaged is a building; it has to be described in the manner stated above.

INSTRUCTIONS FOR WRITING THE BOND.

(i) Mortgage bond to be executed only by the person borrowing without either surety or collateral immoveable security.

Omit the word "first" in line 3.
" words "and C. D. of the 2nd part" in line 4.
" word "3rd" in line 5.
" words "and his surety the said C. D." in line 16.
" words "do, themselves, their" in line 17.
" words "and C. D., their" in line 20.
" words "jointly and severally" in lines 22 or items in line 31.
" word "and" in line 87.
" word "C. D." in line 88.
" words "and C. D." in line 94.
Omit the whole of item 2 in the schedule.

(ii) Morgtage bond to be executed only by the person borrowing with surety but without collateral immoveable security.

Omit the words "one" in line 3.
" word "other" in line 5.
" words "doth, himself, his" in line 17.
" word "his" in line 20.
" words "or items" in line 31.
Omit the whole of item 2 in the schedule.

(iii) Mortgage bond to be executed by the person borrowing without surety but with collateral immoveable security.

Same as No. (i), but instead of omitting item 2 of the schedule, retain it

WD 01036—GPB—495—5-10-21

Finl. 207]

Form of Mortgage Bond with Collateral Security in cases of House Building Advances.

THIS INDENTURE made the day of one thousand nine hundred and

BETWEEN

of

of the $\frac{\text{one}}{\text{first}}$ part (and of

of the second part), and the DEWAN OF MYSORE of the $\frac{\text{other}}{\text{3 rd}}$ part:

Witnesseth that under the orders of the Government of Mysore contained in Proceedings No. dated and in consideration of the said sum of Rupees

paid to the said

by the said Dewan of Mysore (the receipt whereof the said doth hereby acknowledge) for the purpose of enabling the said

to defray the expenses of building a suitable house for his own residence in

he the said

(and his surety, the said) $\frac{\text{doth}}{\text{do}}$ hereby for $\frac{\text{himself}}{\text{themselves}}$, $\frac{\text{his}}{\text{their}}$ heirs, executors and administrators covenant with the said Dewan of Mysore and his successors that the said

(and) $\frac{\text{his}}{\text{their}}$ heirs, executors or administrators will (jointly and severally) pay unto the said Dewan of Mysore, his successors assigns the said sum of Rupees

on the day of next*:

* Two years from the date of commencement of repayment of the loan.

And this indenture also witnesseth that for the consideration aforesaid he the said doth hereby convey unto the said Dewan of Mysore, his successors and assigns all that item or items of property situated and more particularly described in the schedule hereto annexed:—To hold the said premises unto the said Dewan of Mysore, his successors and assigns absolutely as his and their own property.

Provided always that if and as soon as the said sum of Rupees shall have been repaid by the deduction of monthly instalments of the salary of the said

as in the said order mentioned or by any other means whatsoever then the said Dewan of Mysore,

10)

his successors and assigns will at any time thereafter upon the request and at the cost of the said his heirs, executors and administrators and assigns reconvey the said premises unto the said his heirs, executors, administrators assigns or as he or they shall direct: AND it is hereby declared that if the said shall die or quit the service before the said sum of Rupees shall have been fully paid off then and in either of such cases it shall be lawful for the said Dewan of Mysore, his successors or assigns to ~~sell~~ the said premises or any part thereof either together or in parcels and either by public auction or by private contract with power to buy in or rescind any contract for sale and to resell without being responsible for any loss which may be occasioned thereby: AND TO DO and to execut e all such acts and assurances foreffectuating any such sale as the said Dewan of Mysore, his successors or assigns shall think fit: AND it is hereby declared that the receipt of the said Dewan of Mysore, his successors or assigns for the purchase money of the premises sold or any part thereof shall effectually discharge the purchaser or purchasers thereform: AND it is hereby declared that the said Dewan of Mysore, his successors and assigns shall hold the moneys to arise from any sale in pursuance of the aforesaid power UPON TRUST in the first place thereout to pay all the expenses incurred on such sale and in the next place to apply such moneys in or towards staisfaction of the moneys for the time being owing on the security of these presents and then to pay the surplus (if any) to the said his heirs, executors, administrators or assigns: AND it is hereby declared that the said order shall be deemed and taken to be part of these presents.

cease to be in service

treat the entire balance as due at once, & the Kotwal shall forthwith proceed to sell the mortgaged property & pay the amount realized to the Municipality

In witness whereof the said
(and
and
by order of the Deputy Commissioner of the District, on behalf of the said Dewan of Mysore have hereunto set their hands the day and the year first above written.

Signed by the said
and
and
in the presence of

(Names of witnesses and address

1.

2.